

Varney for a reference on Mr. Livingstone.<sup>42</sup> Ms. Mills said there were never any discussions, nor was she aware, of any relationship between Mr. Livingstone and the President or Mrs. Clinton.<sup>43</sup> Although Ms. Mills admitted she had frequent contact with Mr. Livingstone because he was the senior Clinton Administration appointee in OPS, she insisted she had no idea how Mr. Livingstone came to be the Director of OPS.<sup>44</sup>

**3. Mr. Kennedy Recalled That Mr. Livingstone Was Already in Place at OPS When He Arrived.**

Mr. Kennedy consistently maintained Mr. Livingstone was already in place at OPS when he joined the White House Counsel's Office.<sup>45</sup> Mr. Kennedy recalled that Mr. Livingstone was the acting Director of OPS and was a candidate to hold the job on a

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<sup>42</sup> Mills 11/12/96 Int. at 2. This is consistent with Ms. Varney's recollection. Ms. Varney stated that Mr. Foster called her and asked whether Mr. Livingstone was capable of handling a position in the White House Counsel's Office. Varney 11/14/96 Int. at 3. Ms. Varney stated that she and Mr. Livingstone had a couple of conversations about the job, and she understood that it was a clerical position involving ensuring that each incoming Clinton staffer completed the required paperwork for a background investigation, and not a position involving "security" matters. Id. at 2. Ms. Varney informed Mr. Foster that Mr. Livingstone was suitable for that type of position. Id.

<sup>43</sup> Mills 11/12/96 Int. at 2.

<sup>44</sup> Id.

<sup>45</sup> Kennedy 9/12/96 GJ at 11-12; Kennedy 9/17/96 SJC Int. at 10-11. Mr. Kennedy joined the White House Counsel's Office during the first week in February and believed he went on the payroll on February 10, 1993. HCGRO 6/26/96 Hearing at 58-59 (Kennedy).